

490.126 Appeal from secretary of state's refusal to file document.

1. If the secretary of state refuses to file a document delivered for filing, the person that delivered the document for filing may petition the district court of the county where the corporation's principal office or, if none in this state, its registered office is located to compel its filing. The document and the explanation of the secretary of state's refusal to file must be attached to the petition. The court may decide the matter in a summary proceeding.

2. The court may order the secretary of state to file the document or take other action the court considers appropriate.

3. The court's final decision may be appealed as in other civil proceedings.

[89 Acts, ch 288, §9](#); [2021 Acts, ch 165, §8, 230](#)

2021 amendment effective January 1, 2022; 2021 Acts, ch 165, §230

Section stricken and rewritten